

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

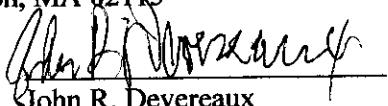
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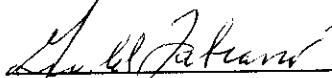
NEIGHBORHOOD)	CIVIL ACTION
ASSOCIATION OF THE BACK)	NO. 04cv11550-RCL
BAY, INC. et al.)	
Plaintiffs)	
)	CERTIFICATION UNDER L.R.
v.)	16.1(D)(3)
)	
FEDERAL TRANSIT)	
ADMINISTRATION et al.)	
Defendants)	
)	

Pursuant to Local Rule 16.1(D)(3), Neighborhood Association of the Back Bay, Inc. and counsel for the plaintiffs hereby certify that they have conferred:

- A. with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of the litigation; and
- B. to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Neighborhood Association of the Back
Bay, Inc.
337 Newbury Street
Boston, MA 02115

By 
John R. Devereaux


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I hereby certify that a true copy of the above document was served upon all counsel of record, by mail, on December 7, 2004.


Gerald Fabiano